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PTO/SB/21(08-00)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/921,815
Filing Date	August 3, 2001
First Named Inventor	Carmen Flosbach et al.
Group Art Unit	1762
Examiner Name	Jennifer Kolb Michener
Attorney Docket Number	FA1014 US NA

Total Number of Pages in This Submission

### ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☒ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☐ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication  
to Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please  
identify below):

**Transmittal of IDS After The Mailing  
of a Notice of Allowance But Before  
or Simultaneously With the  
Payment of the Issue Fee  
PTO-1449 Form (Copies of  
Reference)**

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Hilmar L. Fricke, Esquire Registration No. 22,384

Signature

Date

November 21, 2003

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this date November 21, 2003

Typed or printed name

Darcy A. White

Signature

Date

November 21, 2003

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## Certificate of Mailing under 37 CFR 1.8

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Serial Number: 09/921,815  
Attorney Docket: FA1014 US NA

Transmittal Form  
Fee Transmittal  
Transmittal of IDS After the Mailing of a Notice of Allowance But Before or Simultaneous  
With the Payment of the Issue Fee  
Information Disclosure Statement and PTO-1449 Form with References  
Receipt Card



# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180.00

## Complete if Known

Application Number	09/921,815
Filing Date	August 3, 2001
First Named Inventor	Flosbach et al.
Examiner Name	Jennifer Kolb Michener
Group / Art Unit	1762
Attorney Docket No.	FA1014 US NA

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number

04-1928

Deposit  
Account  
Name

E.I. du Pont de Nemours & Company

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					

### 2. EXTRA CLAIM FEES

			Extra Claims	Fee from below	Fee Paid
Total Claims		-20	= 0	X 18	= 0
Independent Claims		-3	= 0	X 86	= 0
Multiple Dependent	<input type="checkbox"/>			X 290	= 0

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	43	Independent claims in excess of 3
1203	280	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) 180.00

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Hilmar L. Fricke, Esquire	Registration No. Attorney/Agent)	22,384	Telephone	(302) 984-6058
Signature				Date	November 21, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Flosbach et al.

Serial No: 09/921,815

Filed: August 3, 2001

For: PROCESS FOR REPAIRING COATED  
SUBSTRATE SURFACES

Case No.: FA-1014 US NA

Art Unit: 1762

Examiner: Jennifer Kolb Michener

**MAIL STOP ISSUE FEE**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER THE  
MAILING OF A NOTICE OF ALLOWANCE BUT BEFORE OR SIMULTANEOUS  
WITH THE PAYMENT OF THE ISSUE FEE (37 CFR § 1.97(d))**

Sir:

1. The Information Disclosure Statement transmitted herewith is being filed **after** the mailing date of the Notice of Allowance (mailed September 29, 2003), but **before or simultaneous with** the payment of the issue fee.
2. Applicants believe that the fee specified in 37 CFR § 1.17(p) is due in accordance with the filing of this Information Disclosure Statement.
3. The Commissioner is hereby authorized to charge the fee specified above, and any fee deficiency, or credit any overpayment, to our Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company). A duplicate copy of this Petition is enclosed.

Respectfully submitted,



Hilmar L. Fricke  
Attorney for Applicant(s)  
Reg. No. 22,384  
Telephone: (302) 984-6058  
Facsimile: (302) 658-1192

Date: *November 21, 2003*



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Flosbach et al.

Serial No: 09/921,815

Filed: August 3, 2001

For: PROCESS FOR REPAIRING COATED  
SUBSTRATE SURFACES

Case No.: FA-1014 US NA

Art Unit: 1762

Examiner: Jennifer Kolb Michener

**MAIL STOP ISSUE FEE**

Commissioner for Patents

Po Box 1450

Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. Copies are provided for the following documents cited in a foreign search report mailed August 22, 2003 for a related case (Attorney Docket No.: FA-1043 PCT):

U.S. Patent 3,640,791 A (Rosenheim);

U.S. Patent 5,254,192 A (Speakman);

GB 1,588,458 A (Sea and Land);

EP 1,065,297 A (GE); and

JP 07 008892 A (Sekisui)

A copy of the International Search Report for FA-1043 PCT

The International Search Report for FA-1043 PCT also listed WO 00/08094 (Hintze et al.), however, this document has already been considered by the Examiner (see IDS considered 12/15/05 attached to the Office Action mailed 12/19/02).

11/28/2003 SSESHE1 00000006 041928 09921815

01 FC:1806 180.00 DA

A copy is also provided for the following document cited in a U.S. Office Action mailed October 3, 2003 for a related case (Attorney Docket No.: FA-1043 US NA):

U.S. Patent 5,891,292 (Goodman et al.)

The related case, FA-1043 US NA, also listed documents WO 00/63015; EP-A-251,546; EP-A-361,351; DE-A-196,57,918; U.S. Patent 6,221,439 B1 (Negele et al.) and U.S. Patent 5,166,007 (Smith et al.), all of which were previously considered by the Examiner (see IDS documents attached to the Office Action mailed 12/19/02).

No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of Applicants' representative after a reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR §1.56(c) more than three (3) months prior to the filing of the information disclosure statement.

The inclusion of the above-identified references should not, however, be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that an exhaustive search has been made, or that there does not exist information more material to the examination of the present patent application. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will review art of record in all 35 U.S.C. § 120 priority documents.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

This statement is being filed within the time period specified in 37 CFR §1.97(d). Applicants believe that the fee of \$180.00, as specified in 37 CFR § 1.17(p), is due in accordance with the filing of this Information Disclosure Statement.

The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company). A duplicate copy of this pleading is enclosed.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Hilmar L. Fricke", is written over a horizontal line.

Hilmar L. Fricke

Attorney for Applicant(s)

Reg. No. 22,384

Telephone: (302) 984-6058

Facsimile: (302) 658-1192

Date: November 21, 2003

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